### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Amendment

Appl. No. :

10/718,854

Confirmation No. 3661

Applicant:

Shozo KOYAMA et al.

Filed

November 24, 2003

TC/A.U.

1621

Examiner :

Sikarl A. Witherspoon

Dkt. No. :

AMN-005-004

Cust. No. :

20374

I hereby certify that this paper is being facsimile transmitted on August 1, 2005, to the United States Patent and Trademark Office to facsimile number \\$71)273-8300.

Ronald J. Kubovcik

#### TERMINAL DISCLAIMER UNDER 37 C.F.R. \$1.321(c)

Honorable Commissioner of Patents and Trademarks P.O. Box 1450 Alexandria, VA 22313-1450

August 1, 2005

08/03/2005 PSTANBAC 00000001 111833 10718854

01 FC:1814

130.00 Phozo KOYAMA, residing at 48-2, Oazasatoyamabe, Matsumoto-shi,

Nagano, Japan and Yoshihiro YAMAGUCHI, residing

Manjuzukashukusha 3, 7-4, Arigasaki 3-chome Matsumoto-shi, Nagano,

P:\08-05\amn-005-pto-term-disc-090 wpd

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U.S. PATENT APPLN. S.N. 10/718,854 TERMINAL DISCLAIMER UNDER 37 C.F.R. \$1.321(c)

Japan, are the inventors of and owners of the entire right, title and interest in United States Patent Application Serial No. 10/718,854, filed November 24, 2003, for INHIBITORY OR BLOCKING AGENTS OF MOLECULAR GENERATING AND/OR INDUCING FUNCTIONS.

Shozo KOYAMA and Yoshihiro YAMAGUCHI, disclaim the terminal part, if any, of any patent granted on application Serial No. 10/718,854, which would extend beyond the expiration date of U.S. Patent No. 6,710,090, issued March 23, 2004, and directed to common subject matter, and hereby agree that any patent so granted on application Serial No. 10/718,854 shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,710,090, this agreement to run with any patent granted on application Serial No. 10/718,854 and to be binding upon the grantee, its successors or assigns.

Shozo ROYAMA and Yoshihiro YAMAGUCHI, do not disclaim any terminal part of any patent granted on application Serial No. 10/718,854 prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent No. 6,710,090 in the event that Patent No. 6,710,090 later expires

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U.S. PATENT APPLN. S.N. 10/718,854 TERMINAL DISCLAIMER UNDER 37 C.F.R. \$1.321(c)

for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Date: August 1, 2005

KUBOVCIK & KUBOVCIK

Ronald J. Kubovcik Reg. No. 25,401 Attorney for Shozo KOYAMA and Yoshihiro YAMAGUCHI

Atty. Case No. AMN-005-004
The Farragut Bldg.
Suite 710
900 17th Street, N.W.
Washington, D.C. 20006
Tel: (202) 887-9023
Fax: (202) 887-9093
RJK/jbf

# FEE TRANSMITTAL

Note: Effective January 1, 2003

Application Number	Not Assigned		
Filing Date	November 24, 2003		
First Named Inventor	Shozo KOYAMA		
Group Art Unit	Not Assigned		
Examiner Name	Not Assigned		
Attorney Docket Number	AMN-005-004		
	Filing Date First Named Inventor Group Art Unit Examiner Name		

CLAIMS AS FILED-PART 1		SMALL ENTITY		OTHER THAN SMALL ENTITY		
FOR .	NUMBER FILED	NUMBER EXTRA	RATE	FEE	RATE	FEE
BASIC FEE (37 CFR 1.16 (a))			5	\$385.00	£	\$770.00
TOTAL CLAIMS (37 CFR 1.18 (c))	<u>22</u> - 20 = .	2	\$9.00	\$18.00	\$18.00	
INDEPENDENT CLAIMS (37 CFR 1.16 (8))	1-3=		\$43.00		\$86.00	
MULTIPLE DEPENDENT	CLAIM PRESENT (3	7 CFR 1.18 (d))	\$145.00		\$290.00	
		SUB TOTAL	\$403.00	SUB TOTAL		
SURCHARGE-LATE FILING FEE OR DECLARATION		\$65.00		\$130.00		
RECORDING ASSIGNMENT		\$40.00		\$40.00	-	
TOTAL			\$403.00			

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SIGNATURE OF ATTORNEY, OR AGENT					
NAME	Kelko Tanaka Kubovcik	REGISTRATION No.	40,428		
SIGNATURE	Weith	ADDRESS	KUBOVCIK & KUBOVCIK 900 17th Street, N.W. Washington, D.C. 20006		
	TELEPHONE	202-887-9023			
DATE	November 24, 2003	FAX	202-887-9093		

KTK/cfm

OPY No.1691 P. 1/4

FAX

## KUBOVCIK & KUBOVCIK

The Farragut Building

Suite 710

900 17th Street, N.W.

Washington, D.C. 20006

TEL: 202-887-9023

FAX: 202-887-9093

Confirmation No. 3661

To:

Examiner Sikarl A. Witherspoon

Group Art Unit 1621

Firm:

U. S. Patent and Trademark Office

Fax#:

571-273-0649

From:

Ronald J. Kubovcik (Registration No. 25,401)

Date:

August 1, 2005

Pages:

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Re:

Appl. No.

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Examiner

Sikarl A. Witherspoon

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AMN-005-004

Cust. No.

20374

### Dear Mr. Witherspoon:

Transmitted is a copy of a Terminal Disclaimer under 37 C.F.R. §1.321(c) directed to USP 6,710,090 that was filed in the Office today via the central facsimile number (571-273-8300).

**7**7) (

Ronal J. Kubovcik

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